

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA
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KIRSHA BROWN,

Plaintiff,

VS.

UNITED STATES OF AMERICA,

Defendant.

2:10-CV-01407-PMP-RJJ

ORDER

Before the Court for consideration is Plaintiff Kirsha Brown's Motion/Application to Proceed *In Forma Pauperis* and Proposed Civil Rights Complaint (Doc. #1). On October 4, 2010, the Honorable Robert J. Johnston, United States Magistrate Judge, entered a Report and Recommendation (Doc. #6) recommending that Plaintiff Brown's Motion/Application to Proceed *In Forma Pauperis* and Proposed Civil Rights Complaint (Doc. #1) should be denied.

Plaintiff Brown was given notice via certified mail receipt of an Order entered by Magistrate Judge Johnston (Doc. #2) requiring Plaintiff Brown to appear for a status hearing on September 29, 2010, at 2:00 PM. On September 17, 2010, the Order (Doc. #2) was returned to the Court marked: "Return to Sender Attempted Not Known Unable to Forward."

On September 29, 2010, Plaintiff Brown did not appear for the hearing and the Order (Doc. #2) advised Plaintiff that failure to appear would result in a recommendation that this case be dismissed.

The Court has conducted a de novo review of the record in this case in accordance with 28 U.S.C. § 636(b)(1) and Local Rule IB 1-4 and determines that Magistrate Judge Johnston's Report and Recommendation should be Affirmed.

IT IS THEREFORE ORDERED that Magistrate Judge Johnson's Report and Recommendation (Doc. #6) are Affirmed and Plaintiff Kirsha Brown's Motion/Application to Proceed *In Forma Pauperis* (Doc. #1) is **DENIED**.

IT IS FURTHER ORDERED that Plaintiff Brown's Proposed Complaint (Doc. #1) is **DENIED** with prejudice.

DATED: October 19, 2010.


Philip M. Pro
United States District Judge